

UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS

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JO-ANNA RUTHERFORD,

Plaintiff,

v.

NEW ENGLAND ORTHOPEDIC  
SURGEONS ADMINISTRATION,

Defendant.

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CIVIL ACTION NO. 3:13-CV-30056-MAP

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**DEFENDANT'S MOTION FOR A MORE DEFINITE STATEMENT**

Pursuant to Fed. R. Civ. P. 12(e), the Defendant, New England Orthopedic Surgeons, Inc., ("Defendant or NEOS") moves the Court for an order requiring the Plaintiff, Jo-Anna Rutherford, to make a more definite statement of her Complaint. Plaintiff's Complaint is so vague and ambiguous that Defendant cannot reasonably respond to it. More specifically, as set forth more fully in its Memorandum of Law, the Defendant requests that Plaintiff enumerate her legal claims in separate and distinct counts so that the Defendant may understand the legal claims leveled against it and can respond accordingly.

Respectfully Submitted,

/s/ Amelia J. Holstrom

Amelia J. Holstrom, Esq.

BBO No. 681710

Counsel for Defendant

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*Answered without  
opposition. Plaintiff  
will file a more definite  
statement, setting forth*

Dated: May 6, 2013

*her claims as separate counts on or before July  
2013. Failure to file the statement will result in  
dismissal of the complaint. So ordered.  
Richard B. Poulos 6.26.13*